

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

USDC SDNY  
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DATE FILED: 05/06/2015

JOHN OLAGUES,

Plaintiff,

-v-

CARL C. ICAHN, HIGH RIVER LIMITED  
PARTNERSHIP, ICAHN PARTNERS LP, ICAHN  
PARTNERS MASTER FUND LP, ICAHN  
PARTNERS MASTER FUND II LP, ICAHN  
PARTNERS MASTER FUND III LP and  
HOLOGIC INC.,

Defendants.

Case No.: 1:15-cv-02476-GHW

ECF Case

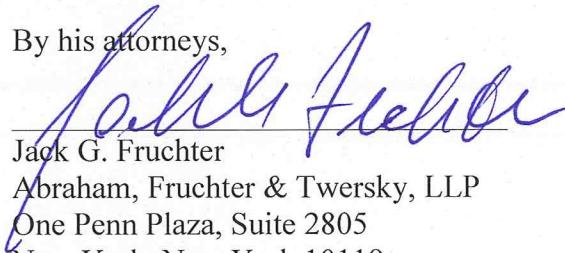
Notice of Dismissal

**NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Pursuant to Rule 41(a)(1)(A)(i), Plaintiff hereby dismisses Defendant Hologic Inc. from this action without prejudice. Defendant Hologic Inc. has neither served an answer nor a motion for summary judgment.

John Olagues,

By his attorneys,

  
 Jack G. Fruchter  
 Abraham, Fruchter & Twersky, LLP  
 One Penn Plaza, Suite 2805  
 New York, New York 10119  
 Tel: 212.279.5050  
 Fax: 212.279.3655  
 jfruchter@afilaw.com

The Clerk of Court is directed  
to remove defendant Hologic  
Inc. from the caption of this  
case.

SO ORDERED:

  
 Hon. Gregory H. Woods  
 U.S.D.J.

Dated: May 6, 2015  
 New York, New York